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ATTORNEY GENERAL OF NEW JERSEY

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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF VETERINARY MEDICAL EXAMINERS  
DOCKET NO. BDS 07603

IN THE MATTER OF THE SUSPENSION :  
OR REVOCATION OF THE LICENSE OF :

ROBERT DeFILIPPIS, D.V.M. :

Administrative Action

TO PRACTICE VETERINARY MEDICINE :  
IN THE STATE OF NEW JERSEY :

FINAL CONSENT ORDER

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This matter came before the Board of Veterinary Medical Examiners by way of the complaint of the Attorney General alleging that Respondent Robert DeFilippis' conduct in excising the bladder as well as the uterus while performing a hysterectomy on a dog belonging to Calvin Hale constituted gross malpractice, negligence or incompetence and/or repeated acts of malpractice, negligence or incompetence within the meaning of N.J.S.A. 45:1-21(c) and (d). In order to resolve the matter Respondent has consented to the entry of the within Order without any admissions of violations of the Veterinary Medical Practice Act and without any findings of fact by the Board, hereby waiving any right to a hearing on the issues

raised by the complaint. The Board having found that the entry of the within Order will serve the public interest,

IT IS, THEREFORE, ON THIS <sup>27</sup> DAY OF *March*, 1985

ORDERED:

1. That Respondent Robert DeFilippis, D.V.M. shall cease and desist from performing all surgical procedures for three months from April 2, 1985, except those performed under the direct supervision of Gregory Zoltan, D.V.M., pursuant to the terms of paragraph two of the within Order, and those performed under the direct supervision of James Watkinson, D.V.M., pursuant to the terms of paragraph three of the within Order.

2. That Respondent shall during the three-month period starting from April 2, 1985 spend a minimum of forty hours working with and under the direct supervision of Gregory Zoltan, D.V.M., in the performance of various surgical procedures, and that Respondent shall cause Dr. Zoltan to send monthly reports to the Board describing the time spent and the nature of the surgical procedures and evaluating Respondent's performance.

3. That during the three-month period starting from April 2, 1985 Respondent shall be permitted to perform surgery as an employee of Country Lakes Animal Clinic in Mine Hill, New Jersey, provided however that all such surgery shall be performed in the presence of and under the direct supervision of James Watkinson, D.V.M. Respondent shall cause Dr. Watkinson to send monthly reports during this three-month period listing the procedures performed, evaluating Respondent's performance of these procedures and certifying that all surgery performed by Respondent was directly supervised by him.

4. That at the end of the three-month period following April 2, 1985 and provided that Respondent has demonstrated that the terms of paragraphs one, two and three have been complied with and that Dr. Zoltan and Dr. Watkinson have evaluated Dr. DeFilippis's performances as satisfactory that for the next three months Respondent shall be permitted to perform surgical procedures, provided however that all surgical procedures performed by Respondent during this period shall be undertaken under the responsible supervision of another veterinarian licensed to practice in New Jersey. At the end of this period Respondent shall submit a certification from his employer and/or any other supervising veterinarian that his surgery during this period has been so supervised and that no improper surgical conduct has been observed.

5. That Respondent shall keep a list of all surgeries performed by him during the six-month period following the entry of the within Order and shall make and keep detailed surgical notes and reports concerning these cases. At the end of the first month Respondent shall submit a representative sample of three such reports to the Board for review, and shall be prepared to submit any other reports that the Board in its discretion may require.

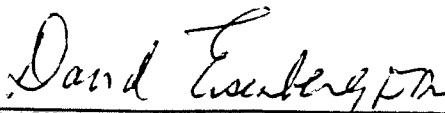
6. That at the end of the six-month period following April 2, 1985 and provided that all of the provisions of the within Order have been fully complied with Respondent may resume the practice of surgery without limitation.

7. That Respondent shall make restitution to Calvin Hale, 63 Beverly Rd., Montclair, N.J., in the amount of \$163.00 by way of a certified check or money order made payable to Calvin Hale


and submitted to the Board office within ten days of the entry of the within Order.


8. That Respondent shall pay the costs of investigation in this matter in the amount of \$187.85 by way of a certified check or money order made payable to the State of New Jersey and submitted to the Board within ten days of the entry of the within Order.


9. That Respondent shall pay a civil penalty in the amount of \$649.15 by way of a certified check or money order to be made payable to the State of New Jersey and submitted to the Board no later than three months from the date of the entry of the within Order.

  
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DAVID EISENBERG, D.V.M.  
President

Consented to as to form  
and entry:

  
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ROBERT DEFILIPPIS, D.V.M.

  
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MICHAEL FUREY, ESQ.  
Attorney for Respondent

  
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REGINA H. NUGENT  
Deputy Attorney General